

ICC Judicial Nomination – Model curriculum vitae

FAMILY NAME:	BENNEH	
FIRST NAME:	EMMANUEL	
MIDDLE NAME:	YAW	
GENDER:	Male	
DATE OF BIRTH:	30 APRIL 1954	
NATIONALITY:	GHANAIAN	
REGIONAL CRITERIA:	Africa	
SECONDARY NATIONALITY: (IF APPLICABLE)	NONE	
MARITAL STATUS:	SINGLE	
LIST A/LIST B	List B	
LANGUAGES	Mother tongue: AKAN	
- ENGLISH	(written) Advanced	(oral) Advanced
- FRENCH	(written) Basic	(oral) Basic
- OTHERS	: (written) Please select >>	(oral) Please select >>
	: (written) Please select >>	(oral) Please select >>
	: (written) Please select >>	(oral) Please select >>
	: (written) Please select >>	(oral) Please select >>
EDUCATIONAL QUALIFICATIONS: <i>Date, institution, qualification(s) obtained (starting with most recent)</i> - Please copy/paste if more entries are needed		
OCTOBER 1980MM/YYYY - JULY 1988/YYYY		
- <i>Institution:</i> UNIVERSITY OF CAMBRIDGE		
- <i>Qualification(s) obtained:</i> M.LITT		
OCTOBER 1979MM/YYYY - MMJUNE 1980/YYYY		
- <i>Institution:</i> UNIVERSITY OF CAMBRIDGE		
- <i>Qualification(s) obtained:</i> LL.M.I		
MMOCTOBER 1977/YYYY - MMSEPTEMBER 1978/YYYY		
- <i>Institution:</i> UNIVERSITY OF LEIDEN		
- <i>Qualification(s) obtained:</i> POSTGRADUATE CERTIFICATE		

OCTOBER 1973MM/YYYY - JUNE 1976MM/YYYY

- *Institution:* UNIVERSITY OF GHANA
- *Qualification(s) obtained:* LL.B.

MM/YYYY - MM/YYYY

- *Institution:*
- *Qualification(s) obtained:*

PROFESSIONAL EXPERIENCE: *Date, employer, post title, other information (starting with most recent)*
- *Please copy/paste if more entries are needed*
- *Please indicate the relevance of the experience to the candidacy under list A or list B, as appropriate*

OCTOBER 1990MM/YYYY - TILL DATEMM/YYYY

- *Employer:* UNIVERSITY OF GHANA
- *Post title:* LECTURER, SENIOR LECTURER
- *Other information:*

1990-to date Lecturer/Senior Lecturer, Faculty of Law, University of Ghana, in Public International Law, International Humanitarian Law, International Human Rights Law, International Investment Law, Intellectual Property Law

1990-2009 Lecturer, Supervisor and Examiner, Legon Centre for International Affairs and Diplomacy (LECIAD), University of Ghana, Legon, in Public International Law, Law of Diplomacy and International Institutions, United Nations Law, International Institutions, Legal and Policy Issues of Foreign Direct Investment, International Humanitarian Law.

2000-2009 Lecturer, Ghana Armed Forces Command and Staff College in International Law, UN Law, International Humanitarian Law and Law of Diplomacy and International Institutions

I pioneered the teaching of all these courses at the College.

OCTOBERMM/1985YYYY - APRIL1986/YYYY

- *Employer:* COMMONWEALTH SECRETARIAT, UK
- *Post title:* LEGAL OFFICER
- *Other information:*

MM/YYYY - MM/YYYY

- *Employer:*
- *Post title:*
- *Other information:*

MM/YYYY - MM/YYYY

- *Employer:*
- *Post title:*
- *Other information:*

MM/YYYY - MM/YYYY

- *Employer:*
- *Post title:*
- *Other information:*

OTHER PROFESSIONAL ACTIVITIES:

- Please copy/paste if more entries are needed

1990 TILL DATE/YYYY

- *Activity:* .Member, Editorial Board of the University of Ghana Law Journal,

2003-2010/YYYY

- *Activity:* .Chairperson and General Editor, University of Ghana Law Journal, 2003-2010
-

2003-2009/YYYY

- *Activity:* .Member, Editorial Committee of the LECIA Journal of International Affairs,

1994-2000/YYYY

- *Activity:* Member, Editorial Committee of the Journal of the African Society of International and Comparative Law
-

1994-2000/YYYY

- *Activity:* Rapporteur, African Society of International and Comparative Law's Restatement of the Principles of International Law in Africa, Conceived along the lines of the Restatement of Foreign Relations Law of the United States adopted by the American Law Institute and which the United States Government relies on as a guide to foreign policy, the African Restatement sought to introduce coherence in the conduct of foreign policy and relations on the African continent. The First Restatement which I authored titled Review of the Law on Non-intervention and its accompanying Rules Constructed from the State Practice of African States regarding Non-Intervention was published in the Society's Journal in its and has since become reference material for researchers worldwide in this area of Public International Law.
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JUNE 2012/YYYY

- *Activity:* Member, Commonwealth Secretariat Ad Hoc Group of Experts which peer-reviewed the handbook entitled: Integrating Sustainable Development into International Investment Agreements: A Guide for Developing Countries which was published by the Secretariat in 2013. The Guide aims to help developing countries to design International Investment Agreements (IIAs) that support their development needs by integrating into these IIAs the concept of sustainable development. It is designed also to be a useful reference for policy-makers, legal experts, legal researchers and civil society groups with a stake in the effects of IIAs on development. The Forward to the Guide acknowledged that the Guide was "subjected to a rigorous peer review process comprising renowned experts in the field to ensure that it meets international standards". My appointment as a Member of the Group was in recognition of the research and scholarly contribution I have made in the area of International Investment Law.

MOST RELEVANT PUBLICATIONS**PUBLICATIONS****A. Articles**

1. **Unilateral Economic Pressure and the Question of the United Nations Definition of Aggression,**

University of Ghana Law Journal. (1988-90) pp. 72-93.

2. Stability of Mineral Rights under Ghanaian Law (with Fui S. Tsikata), Proceedings of the Third Annual Conference of the African Society of International and Comparative Law, (1991), pp. 170-180.

3. Economic Coercion and the New International Economic Order Reconsidered, Proceedings of the Fourth Annual Conference of the in African Society of International and Comparative Law, (1992), pp. 220-239.

4. The United Nations and Economic Sanctions - Towards a New World Order? Proceedings of the Fifth Annual Conference of the African Society of International and Comparative Law, (1993), pp. 241-257.

5. Economic Coercion, the Non-Intervention Principle and the Nicaragua Case, The African Journal of International and Comparative Law, Vol. 6 (1994), pp.235-252.

6. Economic Sanctions in the Lockerbie Affair: A Note on the Case Concerning Questions of Interpretation and Application of the 1971 Montreal Convention, Legon Centre of International Affairs BULLETIN, Vol.3 No.1 March 1995, pp. 19-26.

7. Review of the Law on Non-Intervention, The African Journal of International and Comparative Law, Vol. 7 (1995) pp.139-157.

8. Comments On External Loan Agreements, International Business Transactions and the Treaty-Making Power Under the Fourth Republican Constitution of Ghana, Vol. XX University of Ghana Law Journal pp. 78-91.

9. The Right to Trade in Classical International Law: From Grotius to Vattel, Vol. 1 Legon Journal of International Affairs, December 2004, pp. 160-178.

10. International Law, Sovereign Rights and Foreign Direct Investment: Directions from the Jurisprudence of International Arbitral Tribunals Vol. XX1, University of Ghana Law Journal., (2000-2002), pp. 1- 90.

11. Sovereign Immunity and International Crimes, Vol. XX11, University of Ghana Law Journal, (2002-2004), pp. 112-160.

12. Developing the Rule of Law Among Nations: A Challenge to the United Nations, Vol. XXV, University of Ghana Law Journal, (2011-2012) pp. 152-197

13. The Sources of Public International Law and their Applicability to the Domestic Law of Ghana, Vol. XXV1, University of Ghana Law Journal, (2013).

B. Short Articles

14. Rules Constructed from the State Practice of African States Regarding Non- Intervention, The African

Journal of International and Comparative Law, Vol. 7 (1995), pp.184-87.

15. New Directions in International Copyright and Neighbouring Rights, Ghana Quarterly Law Journal, (1998) Vol. 2 pp.17-19

16. Exploratory Comment on Economic Self-Determination in a Changing World, Africa Legal Aid Quarterly, April-June 1998.

C. Book Chapters

17. Statehood, Territory and Recognition in International Law: Their Inter-relationships, Quashigah and Okafor (eds.), Legitimate Governance in Africa, 1999 Kluwer Law International, pp. 375-401.

18. The Role of International Organizations and Donors in Complementing Ghana's Integration Agenda in West Africa: Issues and Challenges in Ghana in Search of Regional Integration Agenda, Friedrich-Ebert-Stiftung, Ghana, (2009), Chapter10, pp. 175-197

19. The International Legal Regime of Migration and the Migration Policies of ECOWAS and Receiving—States, in Takyiwa Manuh, At Home in the World?: International Migration and Development in Contemporary Ghana and West Africa, 2004, pp. 78-102..

D. Technical Report

20. Legal and Institutional Dimensions of Migration in Ghana, (with Takyiwaa Manuh et al), University of Ghana Centre for Migration Studies, Migration Studies Technical Paper Series, 2010, pp.1-90

AWAITING PUBLICATION

A. Readers of the University of Ghana

1. "Legal and Policy Frameworks of Migration in Ghana: A Critical Review", article submitted to the Centre for Migration Studies;
2. "ECOWAS' Threat of Use of 'Legitimate Force' in Cote d'Ivoire: Revisiting the International Law Governing Recourse to Force", article submitted to the Faculty of Law.

B. Book Project

1. 'International Law, Sovereign Rights and Foreign Direct Investment: Directions from the Jurisprudence of International Arbitral Tribunals", published long article being reviewed for publication as a book.
2. "Facilitation of Intra Regional Labour Migration in the ECOWAS Region", research project to be

published by self and Mariama Awumbila, and John Teye of the Centre of Migration Studies.

C. Other Papers under Review for Publication

1. Humanitarian Intervention and the Constitutive Act of the African Union: Looking Back to See Ahead
2. The Legal Framework of Foreign Direct Investment in Ghana.

MOST RELEVANT SEMINARS

CONFERENCES AND SEMINARS ATTENDED

1. International Law Seminar, United Nations Office, Geneva, 10-28 May 1982;

Awarded a Certificate of Participation

2. Fourteenth Study Session, International Institute of Human Rights, Strasbourg, France, 4-29 July 1983.

Awarded a Certificate of Participation

3. 11th Session of the International Training Centre for University Human Rights Teaching, 4 July-12 August 1983, Strasbourg, France. Programme designed to prepare for specialized teaching in the international and comparative law of human rights.

Awarded a Certificate of Participation by the International Institute of Human Rights

4. Third Annual Conference of the African Society of International and Comparative Law, on the theme: "Constitutionalism and Human Rights Law in Africa", Arusha, Tanzania, 2-5 April, 1991, Presented a Paper Titled: Stability of Mineral Rights Under Ghanaian Law, Published in Edited Proceedings of the Third Annual Conference of the African Society of International and Comparative Law, April 1991, pp. 170-180;

5. Fourth Annual Conference of the African Society of International and Comparative Law, on the theme: "The Theory and Practice of Self-Determination in the African Context: Legitimacy, the State and the Political Order", Dakar, Senegal, April 1992, Presented a Paper Titled: Economic Coercion and the New International Economic Order, Published in Edited Proceedings of the Fourth Annual Conference of the African Society of International and Comparative Law, April 1992, pp. 220-239;

6. Fifth Annual Conference of the African Society of International and Comparative Law, Accra, Ghana, 20-24 September 1993, Presented a Paper Titled: The United Nations and Economic Sanctions: Towards a New World Order, Published in Edited Proceedings of the Fifth Annual Conference of the African Society of International and Comparative Law., September 1993, pp.241-257;

7. Sixth, Annual Conference of the African Society of International and Comparative Law, Kampala, Uganda;

8. Seventh, Annual Conference of the African Society of International and Comparative Law, Johannesburg, South Africa;

9. Eighth Annual Conference of the African Society of International and Comparative Law, on the theme "Regional Integration": Cairo, Egypt, 2-5 September, 1996; chaired sessions of the Conference; and

10. Ninth Annual Conference of the African Society of International and Comparative Law, Cote d' Ivoire.

11. UN/UNITAR Fellowship Programme in International Law, The Hague, 4 July-12 August 1994.

Awarded a Certificate of Participation.

12. World Intellectual Property Organisation (WIPO) Regional Seminar on the Teaching and Research in Intellectual Property Law, Cairo, Egypt, December 1996,

13. World Intellectual Property Organisation (WIPO) Regional Seminar on the Teaching and Research in Intellectual Property Law, Abuja, Nigeria, 7-11 September 1998,

14. World Intellectual Property Organisation (WIPO) Regional Seminar on the Benefits of the Intellectual Property System for Universities, University Researchers and Research and Development Organisations, sponsored by the WIPO and the Tanzanian Ministry of Science, Technology and Higher Education, Dar-es-Salem, Tanzania, 20-22 June 2000.

15. Salzburg Seminar on the theme: "Transnational Perspectives on Intellectual Property and Communications Law", Salzburg, Austria, 2-9 August 2000

Participated in discussions on these topics: The Future of the Internet; Internet Governance and New Institutions; Internet and Communication Regulations; Internet Self-Regulation: Government and Private Sector Interface; Internet and Telecommunications Development; Legal Aspects of Privacy, Pornography and Security; Competition Law and Policy; Policy-Making and the Internet: Social and Political Influences; and Harmonization of Patent, Copyright, Trademark and Trade Secret Laws.

Presented a Paper on the topic: National Interest and the Internet-The Digital Divide and African States

16. Geneva Academy of International Humanitarian Law and Human Rights, Advanced Training Course in International Humanitarian Law for University Teachers, organized by the Geneva Academy and the International Committee of the Red Cross (ICRC), Geneva, Switzerland, September 2008.

Awarded a Certificate of Participation.

17. Centre for Human Rights, University of Pretoria, Seminar on Human Rights, 7-13 2008

MEMBERSHIP OF PROFESSIONAL ASSOCIATIONS AND SOCIETIES

1. African Society of International and Comparative Law.

2. Ghana Bar Association.

3. Honorary Member, Ghana Science Association

4. Member, Institute of International Negotiations

AWARDS AND HONOURS

2010- Awarded Best Teacher for the Humanities, University of Ghana, 2009

The Citation read, inter alia: "Your mastery of the subjects you teach, your delivery and elucidation, have

endeared you to your students, who have described you as a passionate teacher who is always available for consultation by students” and stated that the Award was conferred on me in recognition of my “contribution to “promoting the University of Ghana as a place of learning and excellence”.

In addition I have been bestowed the following VISITING SHOLARSHIPS

1. University of Leiden, Holland, September-December 1991;

Study visit to the Faculty of Law under the Legon/Leiden Co-operation Agreement. Purpose was for research collaboration and curriculum development

2. University of Leiden, Holland, September-December 1996;

Study visit to the Faculty of Law under the Legon/Leiden Co-operation Agreement Purpose was for research collaboration and curriculum development

3. University of Leiden, Holland, July-September 1998;

Study visit to the Faculty of Law under the Legon/Leiden Co-operation Agreement. Updated teaching materials and researched into contemporary problems of International Law.

4. University of Leiden, Holland, 17 January-28 February 2004;

Study visit to the Faculty of Law under the Legon/Leiden Co-operation Agreement. Purpose was for research collaboration and curriculum development; Gave lectures at the Grotius Centre for International Legal Studies of the University of Leiden at Campus Den Haag; and completed a 90-page article titled: International Law, Sovereign Rights and Foreign Direct Investment: Directions from the Jurisprudence of International Arbitral Tribunals which was published in the University of Ghana Law Journal, Volume XX1, 2001-2002, p.1-90.

5. Queen Mary College, London, October 1991;

Study visit funded by the World Intellectual Property Organisation (WIPO) to develop the curriculum for the teaching of Intellectual Property Law at the Faculty of Law, Legon

6. International Visitor Program of the United States .Information. Agency, March-April 1997. An Intellectual Property study tour of the United States funded by the United States Government and designed to examine the impact of the internet on Intellectual Property Rights and update my teaching of Intellectual Property Law at the Faculty of Law, as well as advising the Government of Ghana on proposed changes and amendments to Intellectual Property laws.

Awarded a Certificate of Participation.

7. Nottingham University, U.K., March 2000,

British Council Grant under the Human Rights Link Programme. Research collaboration and curriculum development . Also consulted with Nottingham Faculty on United Kingdom practice and experience on labour rights issues.

8. Nottingham University, U.K., March 2001;

British Council Grant under the Human Rights Link Programme. Researched into the domestic application of the international obligations Ghana has assumed under various international human rights instruments. The result of the research was to assist the Faculty of Law at Legon in advising the Government of Ghana.

9. Nottingham University, U.K , 17-24 November 2002;

British Council Grant under the International Law of Sustainable Development Link Programme. Collected data and other teaching materials on intellectual property aspects of biodiversity for use by students taking courses in both Intellectual Property Law and Environmental Law at the Faculty of Law of the University of Ghana.

10. Northwestern University, Chicago, U.S.A, June 2001.

Updated teaching materials and researched into the law governing the use of force and intervention in contemporary International Law. Also updated teaching materials on Public International Law-

PERSONAL INTERESTS

READING, RENDERING HUMANITARIAN ASSISTANCE

OTHER RELEVANT FACTS

In respect of my candidature which comes under the List B category, my work experience includes 23 years of teaching at the University of Ghana where I have been teaching various courses at the Faculty of Law ranging from Public International Law, International Humanitarian Law, International Human Rights Law, International Trade Law, International Investment Law, and Intellectual Property Law. I also teach the LL.M. course in International Humanitarian and Human Rights Law. Beyond the Faculty, I developed and pioneered the teaching of courses at the Masters level at the Legon Centre for International Affairs and Diplomacy (LECIAD) in Public International Law, Law of Diplomacy and International Institutions, United Nations Law, Legal and Policy Issues of Foreign Direct Investment, International Institutions, and International Humanitarian Law. I also pioneered the teaching of Public International Law, International Humanitarian Law, Law of Diplomacy and International Institutions and United Nations Law at the Masters level at the Ghana Armed Forces Command and Staff College (GAFSC).

My work experience in the University of Ghana has extended beyond teaching to include supervision and examination of a considerable number of long essays and dissertations on Public International Law and the related subject areas at the Faculty of Law, LECIAD, GAFSC and in the Master of Laws in Human Rights and Democratization in Africa (with University of Pretoria, South Africa).

I have also been a Visiting Lecturer at a number of institutions abroad, including Universities of Leiden, Northwestern, Nottingham and Pretoria. In particular, my visit to Leiden in 2004 gave me the opportunity to give lectures at the prestigious Grotius Centre for International Legal Studies of the University at Campus Den Haag, and the TMC Asser Institute for International Law at The Hague.

Within the scope of my professional activities as a teacher and a researcher, legal expert and consultant, I have been invited to participate in many conferences, seminars and workshops within and outside the country where I presented papers in my subject areas of interest ranging from Public International Law, International Investment Law, International Criminal Law and Migration Law. I have proceeded to publish some of these papers together with other articles in refereed journals and also made book-chapter contributions.

In addition, I have been contracted by the United Nations Institute for Training and Research (UNITAR) as a consultant to teach in Training Courses on Diplomatic Practices for Government Officers from both The Gambia and Eritrea. The courses I taught in the two countries included Introduction to Public International Law, International Trade Law, International Investment Law, Treaty Law and Recent Developments in International Law. I have also been contracted by the United Nations Conference on Trade and Development (UNCTAD) as a consultant to teach in the Intensive Training Sessions for Negotiators of International Investment Agreements at the University of Pretoria, South Africa. So also have I had the opportunity to deliver lectures on "Treaty Practice" and "Treaty Implications for Legislative Drafters" in the Guest Lecture Series organized by the Commonwealth Secretariat and the Government of Ghana, and in the Judicial Training Institute's Maritime Law

Seminar for Judges of the Superior Courts of Judicature in Ghana. In 2012, I was appointed as Member of the Commonwealth Secretariat Ad Hoc Group of Experts on the Secretariat's Revised Investment Guide for developing countries which aims primarily at integrating the concept of sustainable development into International Investment Agreements. This appointment was in recognition of the research and scholarly contribution I have made in the area of Public International Law in general, and International Investment Law, in particular.

Regarding my other engagements, I can mention, among others, serving as a Member of the Editorial Board and Chairman of the Editorial Committee of the University of Ghana Law Journal, a Member of the Board of the LECIA Journal of International Affairs, an Editor of the prestigious Journal of the African Society of International and Comparative Law as well as the Rapporteur of the Society's Restatement of the Principles of International Law in Africa. Conceived along the lines of the Restatement of Foreign Relations Law of the United States adopted by the American Law Institute and which the United States Government relies on as a guide to foreign policy, the African Restatement sought to introduce coherence in the conduct of foreign policy and relations on the African continent. The First Restatement which I authored titled Review of the Law on Non-intervention and its accompanying Rules Constructed from the State Practice of African States regarding Non-Intervention was published in the Society's Journal in 1995 and has since become reference material for researchers worldwide in this area of Public International Law.

I have also carried out a number of public service activities including serving as Member, Ghana's Delegation to the 38th Asian-African Legal Consultative Committee Meeting, Accra, March 1999. In 2005, I was nominated by the Government of Ghana to serve as a judge of the Khmer Rouge International Criminal Tribunal.

My list of publications includes an article appearing in the University of Ghana Law Journal, Volume XX11, (2002-2004) titled Sovereign Immunity and International Crimes. This article which provides a comprehensive analytical overview of the legal position in International Law of Heads of States and Governments in cases of crimes of International Law has been acknowledged by the community of legal scholars, legal practitioners, writers, researchers and students of International Law.

Through my other published works, I have sought also to offer thought-provoking analysis of current problems in Public International Law and other areas of the law.

All in all, I believe I have made an outstanding contribution to the dissemination of Public International Law through my research and scholarly works, and my teaching at the Faculty of Law, the Legon Centre for International Affairs and Diplomacy, and the Ghana Armed Forces Command and Staff College. These, together with my professional activities and other contributions stand me in good stead for the position of a Judge at the International Criminal Court.